IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

CONTEMPT PETITION NO. 345/2004

Smt. Sushila Pant, W/o late Brij Mohan Pant,
R/o Village- Bhadelbara Post Office Amcholi,
District – Pithoragarh. .....Petitioner.

Versus

1. Mr. Sanjay Agarwal, Managing Director, U.P. State Road Corporation Ltd. Lucknow.
2. Mr. Vimal Prakash, Finance Controller, U.P. State Road, Corporation Ltd. Lucknow.
3. Mr. R.K. Yadav, Regional Manager, U.P. State Road Corporation Ltd. Tanakpur, District Champawat.
4. Mr. Narendra Bhushan, Financial Controller-U.P.S.R.T.C.- Lucknow.
5. Mr. P.S. Mishra, Regional Manager – Uttaranchal State Road Corporation, Tanakpur (U.A.).

21.12.2005

Hon'ble Rajesh Tandon, J.

Heard Sri Namit Dubey, learned counsel for the applicant.

By the present contempt petition, the applicant has prayed to take action for non compliance of the order passed by this Court on 2nd September, 2004.

On 2nd September, 2004, following order was passed by the High Court of Uttaranchal:-

"The order dated 08.01.2003 passed by the Regional Manager U.P.S.R.T.C. Tanakpur cancelling the order dated 28.02.1984 is quashed. A writ in the nature of mandamus is hereby issued to the respondents to pay the petitioner the family pension and the gratuity due to her within a period of three months from today. No order as to costs."

Sri C.K. Sharma appearing on behalf of the respondent no. 5 Sri P.S. Mishra/opp. Party no. 5 Regional Manager-Uttaranchal State Road Corporation, Tanakpur (U.A.) has submitted that he has paid the draft of the required amount. A Photostat copy of the may be kept along with the contempt petition.

The notice, therefore, is discharged.

The respondent no. 5, who is present today has submitted that no payment is due to the petitioner.

In view of the above the contempt petition is dismissed as infructuous.

(Rajesh Tandon, J.)

21.12.2005
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